

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
Richard A Leslie Co., Inc.,

Plaintiff,

v.

Birdie, LLC, and Golfsmith International  
Holdings, Inc.,

Defendants.  
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DECLARATION OF JULES  
BRAUN

07-cv-5933 (LAK)

I, Jules Braun, hereby declare the following:

1. From approximately 1987 to the present, I have been familiar with the Richard A. Leslie Co., Inc. and its products. Originally, I became aware of Richard A. Leslie Co., Inc. and its products after seeing Richard A. Leslie Co., Inc. displays at trade shows and through other industry channels.

2. Richard A. Leslie Co., Inc. displayed and sold "Birdie" branded golf jackets at each and every trade show at which I saw Richard A. Leslie Co., Inc. I understood "Birdie" to be Richard A. Leslie Co., Inc.'s brand of golf jacket.

3. From approximately 1998 or 1999 to approximately March, 2007, I was a sales representative for Richard A. Leslie Co., Inc.

4. At all times during which I was a sales representative for Richard A. Leslie Co. Inc., Richard A. Leslie Co., Inc. sold sport type jackets, e.g., cotton, casual-collared golf jackets. These golf jackets contained labels bearing the mark "Birdie".

5. At all times during which I was a sales representative for Richard A. Leslie Co.

